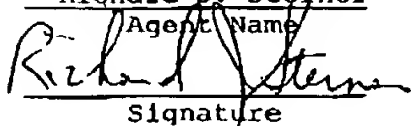


## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Desousa, et al.  
Serial No. : 09/341,196 Examiner: G. Gabel  
Filed : July 6, 1999 Group Art Unit: 1641  
For : SCINTILLATION PROXIMITY ASSAY FOR THE  
DETECTION OF PEPTIDOGLYCAN SYNTHESIS

I hereby certify that this paper is being  
facsimile transmitted to The U.S. Patent  
and Trademark Office, Alexandria, VA  
22313-1450, on July 12, 2004.

Richard J. Sterner	35,372
Agent Name	PTO Reg. No.
	July 12, 2004
Signature	Date of Signature

Attn: Examiner G. Gabel

Art Unit: 1641

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No. of pages: 2

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF  
PATENT APPEALS AND INTERFERENCES

Sir:

Applicants hereby appeal to the Board of Patent Appeals and  
Interferences from the decision dated January 12, 2004 of the  
Primary Examiner finally rejecting claims 2-9. The Commissioner

NEW YORK 4137829-1 (4137829 1.000) (20)

PAGE 1/2 \* RCVD AT 7/12/2004 6:05:09 PM (Eastern Daylight Time) \* SVR:USPTO-EFXXRF-1/2 \* DNIS:8729306 \* CSID:2128197583 \* DURATION (mm:ss):01:04

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